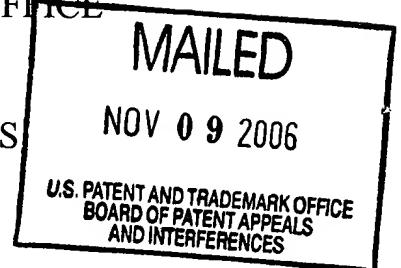


The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte WILLIAM P. STEARNS and NOZAR HASSANZADEH

Appeal 2006-2905
Application 09/678,318

ORDER REMANDING TO EXAMINER

On October, 3, 2006, the Board of Patent Appeals and Interferences (hereinafter the "Board") mailed a Docketing Notice. On October, 16, 2006, Appellants filed an Information Disclosure Statement (IDS). The Examiner must consider Appellants' submitted IDS, or notify Appellants as to why their submission does not meet the criteria set forth in 37 C.F.R. §§ 1.97 and 1.98.

Appeal 2006-2905
Application 09/678,318

Accordingly, it is

ORDERED that the application is remanded to the Examiner to consider Appellants' IDS filed on October 16, 2006, to notify Appellants' in writing of consideration, and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: G.P. Esque for Dale Shaw
DALE M. SHAW
Deputy Chief Appeal Administrator
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